

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				<b>1. Contract ID Code</b> Firm-Fixed-Price		<b>Page 1 Of 9</b>	
<b>2. Amendment/Modification No.</b>  P00016		<b>3. Effective Date</b>  2001MAY21		<b>4. Requisition/Purchase Req No.</b>  SEE SCHEDULE		<b>5. Project No. (If applicable)</b>	
<b>6. Issued By</b> TACOM AMSTA-LC-CLDA-M MIKE REHM (810)574-6886 WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: REHMM@TACOM.ARMY.MIL		<b>Code</b> W56HZV	<b>7. Administered By (If other than Item 6)</b> DCM BIRMINGHAM BURGER PHILLIPS CENTER 1910 THIRD AVE. NORTH, RM 201 BIRMINGHAM, AL 35203-2376				<b>Code</b> S0101A
			SCD C		PAS NONE		ADP PT HQ0338
<b>8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)</b>  UNITED DEFENSE, LP STEEL PRODUCTS DIVISION 1805 COLEMAN RD ANNISTON AL 36207  TYPE BUSINESS: Large Business Performing in U.S.				<b>9A. Amendment Of Solicitation No.</b>  <b>9B. Dated (See Item 11)</b>  <b>10A. Modification Of Contract/Order No.</b> DAAE07-00-C-M004 <b>10B. Dated (See Item 13)</b> 1999DEC28			
<b>Code</b> 0ZKG0		<b>Facility Code</b>					

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☐ The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers  
☐ is extended, ☐ is not extended.  
Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods:  
(a) By completing items 8 and 15, and returning \_\_\_\_\_ copies of the amendments: (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. **FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER.** If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

**12. Accounting And Appropriation Data (If required)**  
NO CHANGE TO OBLIGATION DATA

**13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS**

KIND MOD CODE: C

It Modifies The Contract/Order No. As Described In Item 14.

<input type="checkbox"/>	<b>A. This Change Order is Issued Pursuant To:</b> The Contract/Order No. In Item 10A.	<b>The Changes Set Forth In Item 14 Are Made In</b>
<input type="checkbox"/>	<b>B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b).</b>	
<input checked="" type="checkbox"/>	<b>C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:</b> Mutual Agreement of the Parties	
<input type="checkbox"/>	<b>D. Other (Specify type of modification and authority)</b>	

**E. IMPORTANT:** Contractor ☐ is not, ☒ is required to sign this document and return \_\_\_\_\_ copies to the Issuing Office.

**14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)**

SEE SECOND PAGE FOR DESCRIPTION

Except as provided herein, all terms and conditions of the document referenced in item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

<b>15A. Name And Title Of Signer (Type or print)</b>		<b>16A. Name And Title Of Contracting Officer (Type or print)</b> JUDITH K. BUSH BUSHAJ@TACOM.ARMY.MIL (810)574-7041	
<b>15B. Contractor/Offeror</b>  _____ (Signature of person authorized to sign)	<b>15C. Date Signed</b>	<b>16B. United States Of America</b>  By _____ (Signature of Contracting Officer)	<b>16C. Date Signed</b>

NSN 7540-01-152-8070

PREVIOUS EDITIONS UNUSABLE

30-105-02

STANDARD FORM 30 (REV. 10-83)

Prescribed by GSA FAR (48 CFR) 53.243

<b>CONTINUATION SHEET</b>	<b>Reference No. of Document Being Continued</b> <b>PIIN/SIIN</b> DAAE07-00-C-M004 <b>MOD/AMD</b> P00016	<b>Page</b> 2 <b>of</b> 9
<b>Name of Offeror or Contractor:</b> UNITED DEFENSE, LP		

SECTION A - SUPPLEMENTAL INFORMATION

1. Contract Totals: P00016

	PRIOR TOTAL	THIS ACTION	REVISED TOTAL
Funded for Firm			
Fixed Price:	\$31,079,734.28	\$ -0-	\$31,079,734.28
Funded for Undef.			
Change Orders:	\$ 296,781.00	-0-	\$ 296,781.00
Total Funded			
Amount:	\$31,376,515.28	\$ -0-	\$31,376,515.28

\*This modification P00016 doesn't affect funding.

2. The purpose of this modification P00016 is to:
- a. Modify Paragraph H.4 entitled "Undefinitized Subcontract Material Price". Paragraph H.4 was a downward only adjustment clause to protect the Government's interest should definitization of the 5.0 Kw APU (P/N: MEP-952) under Purchase Order P401254 result in a lower price than the price contained in the Contractor Bill of Material utilized in the September 7, 2000 price settlement for 328 vehicles.
  - b. Modify delivery schedule for CLINs 0029AA, 0030AA and 0031AA in Sections "B" and "F" to reflect the strike recovery schedule as proposed by the contractor in letter dated May 9, 2001.
  - c. Revise "Ship To" from "Parcel Post Address" to a "Freight Address" on the Section "B" schedule pages for CLINs 0001AA, 0029AA, 0030AA and 0031AA.
3. As a result of this Modification P00016:
- a. Attachments 005 and 010 are in full force and effect. A systems error erroneously caused Section "J" to reflect both attachments as being deleted by this modification.
  - b. The Parties agree that the strike recovery schedule is incorporated into the Contract at no impact to contract cost.
  - c. The Contract totals remain unchanged as a result of this modification.
  - d. Sections A, B, F, H, and Section J (Attachment 010) are modified to reflect the changes cited above.
4. Except as provided herein, all other terms and conditions of this Contract remain unchanged and in full force and effect.

**Name of Offeror or Contractor:** UNITED DEFENSE, LP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001AA	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS				
	<div> <div> <div>MAINTENANCE AND OVERHAUL: DELIVERABLE</div> <div> <div>NSN: 2350-01-369-6086</div> <div>NOUN: M1068A3 CONVERSION</div> <div>SECURITY CLASS: Unclassified</div> <div>PRON: 7908C11779      PRON AMD: 06      ACRN: AA</div> <div>AMS CD: 312004</div> </div> </div> <div>Packaging and Marking</div> <div>Inspection and Acceptance</div> <div>INSPECTION: Origin      ACCEPTANCE: Origin</div> <div>Deliveries or Performance</div> <div> <div>DOC      SUPPL</div> <div> <div>REL CD      MILSTRIP      ADDR      SIG CD      MARK FOR      TP CD</div> <div>001      W80PUX9342M080      CK0PCD      M           2</div> </div> <div> <div>DEL REL CD      QUANTITY      DEL DATE</div> <div>001      2      31-MAY-2000</div> <div>002      18      30-JUN-2000</div> <div>003      19      31-JUL-2000</div> <div>004      23      31-AUG-2000</div> <div>005      24      30-SEP-2000</div> <div>006      19      31-OCT-2000</div> </div> </div> <div> <div>FOB POINT: Origin</div> <div>SHIP TO: FREIGHT ADDRESS</div> <div>(CK0PCD)      XR UNITED DEFENSE LP</div> <div>STEEL PRODUCTS DIV SPARE PARTS</div> <div>1805 COLEMAN RD</div> <div>ANNISTON      AL 36201-0001</div> </div> <div> <div>DOC      SUPPL</div> <div> <div>REL CD      MILSTRIP      ADDR      SIG CD      MARK FOR      TP CD</div> <div>002      W8083X0089F502      CK0PCD      M           2</div> </div> <div> <div>PROJ CD      BRK BLK PT</div> <div>IU8</div> <div> <div>DEL REL CD      QUANTITY      DEL DATE</div> <div>001      2      15-MAY-2000</div> </div> </div> <div> <div>FOB POINT: Origin</div> <div>SHIP TO: FREIGHT ADDRESS</div> <div>(CK0PCD)      XR UNITED DEFENSE LP</div> <div>STEEL PRODUCTS DIV SPARE PARTS</div> <div>1805 COLEMAN RD</div> <div>ANNISTON      AL 36201-0001</div> </div> </div></div>	107	EA	\$      ** N/A      **	\$      2,725,076.00

Name of Offeror or Contractor: UNITED DEFENSE, LP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0029AA	<p><u>PRODUCTION QUANTITY</u></p> <p>NSN: 2350-01-369-6085 NOUN: CONVERSION TO M577A3 SECURITY CLASS: Unclassified PRON: 7908C14679 PRON AMD: 04 ACRN: BJ AMS CD: 312004</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u> DOC SUPPL <u>REL CD</u> <u>MILSTRIP</u> <u>ADDR</u> <u>SIG CD</u> <u>MARK FOR</u> <u>TP CD</u> 001 W80PUX0032M003 CK0PCD M 2 <u>DEL REL CD</u> <u>QUANTITY</u> <u>DEL DATE</u> 001 1 28-FEB-2001  002 11 31-MAR-2001  003 16 30-APR-2001  004 7 31-MAY-2001</p> <p>FOB POINT: Origin</p> <p>SHIP TO: <u>FREIGHT ADDRESS</u> (CK0PCD) XR UNITED DEFENSE LP STEEL PRODUCTS DIV SPARE PARTS 1805 COLEMAN RD ANNISTON AL 36201-0001</p>	35	EA	\$ ** N/A **	\$ 4,625,075.00

Name of Offeror or Contractor: UNITED DEFENSE, LP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0030AA	<p><u>PRODUCTION QUANTITY</u></p> <p>NSN: 2350-01-369-6086 NOUN: M1068A3 CONVERSION SECURITY CLASS: Unclassified PRON: 7908C15679 PRON AMD: 07 ACRN: BK AMS CD: 312004</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u> DOC SUPPL <u>REL CD</u> <u>MILSTRIP</u> <u>ADDR</u> <u>SIG CD</u> <u>MARK FOR</u> <u>TP CD</u> 001 W80PUX0117M005 CK0PCD M 2 <u>DEL REL CD</u> <u>QUANTITY</u> <u>DEL DATE</u> 001 20 30-NOV-2000  002 14 31-DEC-2000  003 28 31-JAN-2001  004 15 28-FEB-2001  005 4 31-OCT-2000  006 2 31-MAY-2001</p> <p>FOB POINT: Origin</p> <p>SHIP TO: <u>FREIGHT ADDRESS</u> (CK0PCD) XR UNITED DEFENSE LP STEEL PRODUCTS DIV SPARE PARTS 1805 COLEMAN RD ANNISTON AL 36201-0001</p>	83	EA	\$ ** N/A **	\$ 7,629,609.00

Name of Offeror or Contractor: UNITED DEFENSE, LP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0031AA	<p><u>PRODUCTION QUANTITY</u></p> <p>62</p> <p>NSN: 2350-01-369-6085 NOUN: M577A3 CONVERSION SECURITY CLASS: Unclassified PRON: 7908C15779 PRON AMD: 07 ACRN: BM AMS CD: 312004</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u> DOC SUPPL <u>REL CD MILSTRIP ADDR SIG CD MARK FOR TP CD</u> 001 W80PUX0117M006 CK0PCD M 2 <u>DEL REL CD QUANTITY DEL DATE</u> 001 0 30-APR-2001  002 13 31-MAY-2001  003 22 30-JUN-2001  004 21 31-JUL-2001  005 6 30-AUG-2001</p> <p>FOB POINT: Origin</p> <p>SHIP TO: <u>FREIGHT ADDRESS</u> (CK0PCD) XR UNITED DEFENSE LP STEEL PRODUCTS DIV SPARE PARTS 1805 COLEMAN RD ANNISTON AL 36201-0001</p>	62	EA	\$ ** N/A **	\$ 8,112,886.00

Name of Offeror or Contractor: UNITED DEFENSE, LP

SECTION F - DELIVERIES OR PERFORMANCE  
DELIVERY SCHEDULE - SECTION F

		2000												
VEHICLES	CLIN	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
M113A3	0002	0	0	16	12	13								41
M1068A3	0001					4	18	19	23	24	19			107
M1068A3	0030										4	20	14	38

		2001												
		JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
M1068A3	0030	28	15	2										45**
M577A3	0029		1	11	16	7								35**
M577A3	0031					13	22	21	6					62**

\*\* Modification P00016 - Strike recovery schedule incorporated.

\*\*\* END OF NARRATIVE F 001 \*\*\*

<b>CONTINUATION SHEET</b>	<b>Reference No. of Document Being Continued</b> <b>PIIN/SIIN</b> DAAE07-00-C-M004 <b>MOD/AMD</b> P00016	<b>Page</b> 8 <b>of</b> 9
<b>Name of Offeror or Contractor:</b> UNITED DEFENSE, LP		

SECTION H - SPECIAL CONTRACT REQUIREMENTS

H.4 UNDEFINITIZED SUBCONTRACT MATERIAL PRICE \*\*

H.4.1 The prices for 35 vehicles under CLIN 0029, the sixty-two vehicles under CLIN 0031, and for four (4) stand alone 5.0 Kw Auxiliary Power Units under CLIN 0033 are based on a ceiling subcontract price, subject to downward adjustment only, for the 5.0Kw Auxiliary Power Unit (APU) to be produced by Goodman-Ball Inc. under Purchase Order P401254-00.

H.4.2 The ceiling price is for the purchase of a total of 101 Auxiliary Power Units (APUs), Part Number MEP-952, inclusive of all hardware or other requirements (i.e., testing) incorporated into the APU being supplied to the Contractor.

H.4.3 Pursuant to FAR 52.244-2 "Subcontracts", the Contractor shall obtain the written consent of the PCO prior to entering into a definitive subcontract for any of the APUs that support CLINs 0029, 0031 and 0033. The Contractor shall provide the PCO with a copy of the proposed definitive subcontract, all other data required by FAR 52.244-2, and any other data/information that the PCO may require to complete the review.

H.4.4 Contingent upon review and approval of the definitive subcontract by the PCO, the prices of CLIN's 0029, 0031 and 0033 as agreed on September 7, 2000 shall be adjusted to reflect the definitive subcontract price for APU P/N MEP-952, subject to downward adjustment only. This adjustment shall take place no later than 30 days from the date that the PCO provides its approval of the definitive subcontract. The price adjustment shall include application of the following indirect rates in effect at time of price adjustment: freight, MAQ, G&A, FCCM and the application of profit to the adjustment itself.

H.4.5 The subcontractor ceiling price is set forth below for CLINS 0029, 0031 and 0033:

ITEM: Auxiliary Power Unit (APU) 5.0Kw  
SUBCONTRACTOR: Goodman Ball Inc.  
QTY: 101 APUs  
SUBCONTRACTOR CEILING PRICE: \$1,413,495.00

H.4.6 If agreement on a definitive subcontract price is not reached between the Contractor and its subcontractor or the Contractor fails to submit a proposal for final material costs to replace the \$1,413,495.00 subcontractor ceiling price by November 15, 2000 or other such period as may be agreed by the Contracting Officer, the Contracting Officer has the right to determine a reasonable final price for the above subcontractor for purposes of making a final adjustment under this clause. Any such adjustment shall be subject to the "Disputes" clause of this Contract.

\*\* Modification P00016. Subcontractor ceiling price in the amount of \$1,413,495.00 for 101 Auxiliary Power Units (APUs) as reflected in above cited paragraph H.4.5 was definitized with no reduction in price. Further downward price adjustment is not necessary based on review of contractor submitted data in e-mail message dated April 24, 2001.

\*\*\* END OF NARRATIVE H 005 \*\*\*



CONTINUATION SHEET	Reference No. of Document Being Continued		Page 9 of 9
	PIIN/SIIN DAAE07-00-C-M004	MOD/AMD P00016	
Name of Offeror or Contractor: UNITED DEFENSE, LP			

SECTION J - LIST OF ATTACHMENTS

List of Addenda	Title	Date	Number of Pages	Transmitted By
Attachment 005			001	
Attachment 010	DELETED		001	

**PIIN/SIIN** DAAE07-00-C-M004  
**MOD/AMD** P00016  
**ATT/EXH ID** Attachment 005  
**PAGE** 1